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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

RAYMOND DAVIS,

Plaintiff

v.

JACQUELINE BLUTH and ADAM GILL,

Defendant

Case No.: 2:20-cv-01696-APG-EJY

**Order Accepting Report and  
Recommendation and Dismissing Case**

[ECF No. 11]

On May 4, 2021, Magistrate Judge Youchah recommended that I dismiss plaintiff Raymond Davis's amended complaint with prejudice because he failed to timely file a second amended complaint. Davis did not file an objection. Thus, I am not obligated to conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring district courts to "make a de novo determination of those portions of the report or specified proposed findings to which objection is made"); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) ("the district judge must review the magistrate judge's findings and recommendations de novo *if objection is made*, but not otherwise" (emphasis in original)).

I THEREFORE ORDER that Judge Youchah's report and recommendation (**ECF No. 11**) is **accepted**. Plaintiff Raymond Davis's amended complaint (ECF No. 4-1) is **DISMISSED** with prejudice. The clerk of court is instructed to enter judgment accordingly and to close this case.

DATED this 28th day of May, 2021.



ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE